

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DAVID E. HENDERSON,

Plaintiff,

v.

KENNETH KEISLING, et al.,

Defendants.

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CIVIL ACTION

No. 09-21

ORDER

AND NOW, this 21st day of January, 2010, upon consideration of the Motion to Dismiss (Doc. No. 10) filed by Defendant Kenneth Keisling, it is hereby **ORDERED** that the Motion is **DENIED**. The Clerk is hereby directed to **TRANSFER** this matter to the United States District Court for the Middle District of Pennsylvania.

BY THE COURT:

/s/ Robert F. Kelly
ROBERT F. KELLY
SENIOR JUDGE